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August 10, 2005

Mary L. Cottrell, Secretary  
Department of Telecommunications & Energy  
Commonwealth of Massachusetts  
One South Station, 2<sup>nd</sup> Floor  
Boston, Massachusetts 02110

**Re: D.T.E. 04-33 - Petition of Verizon New England Inc. for Arbitration**

Dear Ms. Cottrell:

Enclosed is a Joint Motion for Extension of Time that is being filed on behalf of Verizon New England Inc., AT&T Communications of New England, Inc., the Competitive Carrier Coalition, and the Competitive Carrier Group.

Thank you for your assistance in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Alex Moore", with a long, sweeping horizontal line extending to the right.

Alexander W. Moore

cc: Service List

**COMMONWEALTH OF MASSACHUSETTS  
DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY**

Petition of Verizon New England Inc. for )  
Arbitration of an Amendment to Interconnection )  
Agreements with Competitive Local Exchange ) D.T.E. 04-33  
Carriers and Commercial Mobile Radio Service )  
Providers in Massachusetts Pursuant to Section )  
252 of the Communications Act of 1934, as )  
Amended, and the *Triennial Review Order* )

**JOINT MOTION FOR EXTENSION OF TIME**

Verizon New England Inc., AT&T Communications of New England, Inc., the Competitive Carrier Coalition<sup>1</sup> and the Competitive Carrier Group<sup>2</sup> (the “Parties”) hereby respectfully request that the Massachusetts Department of Telecommunications and Energy (the “Department”) grant an extension of time, until September 15, 2005, to file a final Amendment incorporating the determinations made in the Arbitration Order issued by the Department on July 14, 2005 in the above-captioned proceeding.<sup>3</sup>

Good cause exists for granting this extension.<sup>4</sup> Under the terms of the Arbitration Order, which had directed the Parties to file a final Agreement within 30 days of its

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<sup>1</sup> The Competitive Carrier Coalition includes: CTC Communications Corp.; DSLNet Communications, LLC; Focal Communications Corporation of Massachusetts, Lightship Telecom, LLC; RCN-BecoCom LLC; and RCN Telecom Services of Massachusetts, Inc.

<sup>2</sup> The Competitive Carrier Group includes: A.R.C. Networks Inc. d/b/a InfoHighway Communications Corporation; Broadview Networks Inc. and Broadview NP Acquisition Corp.; Cleartel Telecommunications, Inc. f/k/a Essex Acquisition Corp.; DIECA Communications Inc. d/b/a Covad Communications Company; DSCI Corp., IDT America Corp.; KMC Telecom V, Inc.; and XO Communications Services, Inc. (formerly XO Massachusetts, Inc. and Allegiance Telecom of Massachusetts, Inc.).

<sup>3</sup> Arbitration Order in D.T.E. 04-33 (rel. Jul. 14, 2005).

<sup>4</sup> 220 C.M.R. ¶ 1.02(5) (For good cause shown, the Department or the hearing officer has discretion to extend time limits prescribed or allowed by its Procedural Rules).

issuance, a conforming Amendment would be due on August 15, 2005. That deadline, however, does not provide sufficient time for the cooperative development of a final Amendment that fully and properly reflects the Department's determinations in the Arbitration Order. The rulings of the Department in the 293-page Arbitration Order address a broad range of complex legal issues that substantially affect the original draft amendments that had been proposed by the various parties in this case. Moreover, in many cases the Order did not direct the adoption of specific contract language, but instead left it to the parties to develop and agree to language that reflects the Department's findings.

Verizon, as the Petitioner in this case, currently is undertaking to develop a draft Amendment in response to the Department's rulings in the Arbitration Order. That draft will not be ready to be circulated to the CLEC parties for review until later this week. The additional 30-day period is necessary to permit the parties to address any differences concerning the language of a conforming agreement, obviating (or, at a minimum, certainly limiting) the need for further Department action to resolve such disputes.

WHEREFORE, the Parties respectfully request that the Department grant this Joint Motion for Extension of Time and good cause exists for doing so.

Respectfully submitted,



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Dated: August 10, 2005